

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
GREEN BAY DIVISION**

UNITED STATES OF AMERICA and	)	
THE STATE OF WISCONSIN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No. 10-C-910
	)	
NCR CORPORATION,	)	
APPLETON PAPERS INC.,	)	
BROWN COUNTY,	)	
CITY OF APPLETON,	)	
CITY OF GREEN BAY,	)	
CBC COATING, INC.,	)	
GEORGIA-PACIFIC CONSUMER PRODUCTS LP,	)	
KIMBERLY-CLARK CORPORATION,	)	
MENASHA CORP.,	)	
NEENAH-MENASHA SEWERAGE COMMISSION,	)	
NEWPAGE WISCONSIN SYSTEMS, INC.,	)	
P.H. GLATFELTER CO.,	)	
U.S. PAPER MILLS CORP., and	)	
WTM I COMPANY,	)	
	)	
Defendants.	)	

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**DECLARATION OF EVAN B. WESTERFIELD**

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I, Evan B. Westerfield, declare as follows:

1. I am an attorney duly licensed to practice law in the State of Illinois. I am a partner at the law firm of Sidley Austin LLP and represent NCR Corporation in the above captioned action. I have personal and first-hand knowledge of each of the matters set forth herein, and, if called and sworn as a witness, I can and will testify competently thereto. The contents of this declaration are true and correct to the best of my knowledge, information and belief.

2. I submit this declaration in support of NCR Corporation's Local Rule 7(h) Expedited, Non-Dispositive Motion for Reconsideration of the Court's Decision and Order on NCR's Motion to Present Expert Evidence to Explain and Interpret the Administrative Record.

3. Attached hereto as **Exhibit A** is a true and correct copy of the Expert Report of Jeffrey Zelikson, dated September 5, 2012.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Evan B. Westerfield  
Evan B. Westerfield  
September 6, 2012